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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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FEB 15 2002

APPLICATION NUMBER

09/975,920

FILING/RECEIPT DATE

10/10/2001

FIRST NAMED APPLICANT

Thomas Dieker

ATTORNEY DOCKET NUMBER

LO25-005

CONFIRMATION NO. 9210

FORMALITIES LETTER



\*OC000000007082619\*

WELLS ST JOHN ROBERTS GREGORY AND MATKIN  
SUITE 1300  
601 W FIRST AVENUE  
SPOKANE, WA 992013828

Date Mailed: 11/16/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice MUST be returned with the reply.*

Customer Service Center

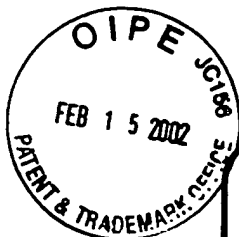
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/21/2002 093011 00000000-00000000

11 FEB 2002

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Please type a plus sign (+) inside this box → ☒

PTO/SB/21 (6-98)  
Approved for use through 09/30/2000. OMB 0651-0031  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/975,920
	Filing Date	October 10, 2001
	First Named Inventor	Thomas Dieker
	Group Art Unit	1734
	Examiner Name	Unknown
Total Number of Pages in This Submission		Attorney Docket Number LO25-005

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): PTO Return Postcard Receipt; Petition for Extension of Time Under 37 CFR §1.136(a).
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	D. Brent Kenady Reg. No. 40,045; Wells, St. John P.S.
Signature	
Date	1-17-02

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 1-18-02	
Typed or printed name	Connie L. Kathman
Signature	
Date	1-18-02

Burden Hour Statement (This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.)



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PTO/SB/17 (11-01)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)**240.00**

## Complete if Known

Application Number **09/975,920**  
Filing Date **October 10, 2001**  
First Named Inventor **Thomas Dieker**  
Examiner Name **Unknown**  
Group Art Unit **1734**  
Attorney Docket No. **L025-005**

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## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit  
Account  
Number  
Deposit  
Account  
Name

**23-0925**

**Wells, St. John P.S.**

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee  
to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

SUBTOTAL (1) (\$)**0.00**

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims  -20\*\* =  X  =   
Independent Claims  - 3\*\* =  X  =   
Multiple Dependent  =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)**0.00**

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	<b>130.00</b>
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	<b>0.00</b>
139 130	139 130	Non-English specification	<b>0.00</b>
147 2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	<b>0.00</b>
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	<b>0.00</b>
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	<b>0.00</b>
115 110	215 55	Extension for reply within first month	<b>110.00</b>
116 400	216 200	Extension for reply within second month	<b>0.00</b>
117 920	217 460	Extension for reply within third month	<b>0.00</b>
118 1,440	218 720	Extension for reply within fourth month	<b>0.00</b>
128 1,960	228 980	Extension for reply within fifth month	<b>0.00</b>
119 320	219 160	Notice of Appeal	<b>0.00</b>
120 320	220 160	Filing a brief in support of an appeal	<b>0.00</b>
121 280	221 140	Request for oral hearing	<b>0.00</b>
138 1,510	138 1,510	Petition to institute a public use proceeding	<b>0.00</b>
140 110	240 55	Petition to revive - unavoidable	<b>0.00</b>
141 1,280	241 640	Petition to revive - unintentional	<b>0.00</b>
142 1,280	242 640	Utility issue fee (or reissue)	<b>0.00</b>
143 460	243 230	Design issue fee	<b>0.00</b>
144 620	244 310	Plant issue fee	<b>0.00</b>
122 130	122 130	Petitions to the Commissioner	<b>0.00</b>
123 50	123 50	Processing fee under 37 CFR 1.17(q)	<b>0.00</b>
126 180	126 180	Submission of Information Disclosure Stmt	<b>0.00</b>
581 40	581 40	Recording each patent assignment per property (times number of properties)	<b>0.00</b>
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	<b>0.00</b>
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	<b>0.00</b>
179 740	279 370	Request for Continued Examination (RCE)	<b>0.00</b>
169 900	169 900	Request for expedited examination of a design application	<b>0.00</b>

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**240.00**

## SUBMITTED BY

Name (Print/Type) **D. Brent Kenady**  
Signature

Registration No. **40,045**  
(Attorney/Agent)

## Complete (if applicable)

Telephone **(509) 624-4276**

Date **1-17-02**

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Practitioner's Docket No. LO25-005

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dieker, Thomas

Application No.: 09/975,920

Group No.: 1734

Filed: October 10, 2001

Examiner: Unknown

For: Temperature Compensation Apparatus For Thermally Loaded Bodies of Low Thermal Conductivity

Box Missing Part

Assistant Commissioner for Patents

Washington, D.C. 20231

COMPLETION OF FILING REQUIREMENTS  
-- NONPROVISIONAL APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed November 16, 2001.

DECLARATION OR OATH

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

COMPLETION FEES

III.

1. Surcharge Fees

Late payment of filing fee  
and/or late filing of original  
declaration or oath

(37 C.F.R. Section 1.16(e))

\$130.00

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CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. SECTION 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒

deposited with the United States Postal Service  
with sufficient postage as first class mail in an  
envelope addressed to the Assistant  
Commissioner for Patents, Washington, D.C.  
20231.

Date: 1-18-02

FACSIMILE

☐

transmitted by facsimile to the Patent and  
Trademark Office at (703) \_\_\_\_\_

Signature

CONNIE L. KATHMAN  
(type or print name of person certifying)



Total Completion Fees \$130.00

#### EXTENSION OF TIME

IV. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. Section 1.136(a) apply.

Applicant petitions for an extension of time, the other than small entity fee for which is set out in 37 C.F.R. Section 1.17(a)(1), for one month.

Fee \$110.00

If an additional extension of time is required, please consider this a petition therefor.

#### TOTAL FEE DUE

V. The total fee due is:

Completion fees	\$130.00
Extension fee (if any)	\$110.00
Total Fee Due	\$240.00

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#### PAYMENT OF FEES

VI. Enclosed is a check in the amount of 240.00.

Please charge Account No. 23-0925 for any fees that may be due by this paper.

Date: 1-17-02

D. Brent Kenady  
Registration No. 40,045  
Wells, St. John P.S.  
601 W. 1st Ave., Suite 1300  
Spokane, WA 99201-3828  
509-624-4276  
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